

BOARD OF TRUSTEES MEETING MINUTES – DECEMBER 1, 2008

The regular meeting of the Board of Trustees of the Inc. Village of Brightwaters was held on Monday, November 3, 2008 at 8:00 pm at Village Hall, 40 Seneca Dr., Brightwaters, NY, with the following officers present:

Joseph A. McNulty	Mayor
Mary Susan Belford	Trustee
Charles Fischer	Trustee
Robert W. Fischer	Trustee
David Thomsen	Trustee
John P. Finnerty, Esq.	<i>Village Attorney</i>
Christine O'Shea	<i>Village Clerk & Treasurer</i>

At 8:05 pm, Mayor McNulty called the meeting to order followed by a salute to the flag. After the Pledge of Allegiance, a motion to approve the minutes of November 3, 2008 as written was offered by Tr. Charles Fischer, seconded by Tr. Bob Fischer and all approved 5/0.

Suffolk County Police Dept. Third Precinct

Sgt. Kevin Casey was present at this meeting. He stated that for the month of November there is really no news.

The board asked the Sgt. if he had any recommendations to prevent the garage break-ins and bicycle thefts. He stated padlocks, lights and dogs. The board asked for an explanation on larceny. The Sgt. explained that petit larceny is property taken worth under \$1,000. and grand larceny is property taken worth over \$1,000. and criminal mischief is damage to property and nothing is taken.

Mayor's Report

The mayor stated he attended the Veteran's Day Memorial at the Bay Shore train station on Veteran's Day and he was honored to stand with those brave men and women veterans.

He also attended the rededication of the Bay Shore-Brightwaters Public Library on Sunday, November 23. He presented flowers to Eileen Kavanaugh, library director and plaques to two trustees; Norine Bonanno and Leonard Kramer. The new library is a treasure to this community.

The Potter Blvd. project has been completed and came in under estimate!

A new oil burner was installed at the Wohseepee park cabin; it was a victim of age.

The mayor also wanted to say that he had his picture taken with Santa Claus at the cabin, as well as quite a few others, including their pets! All enjoyed the tree lighting at the head of the harbor. He also wanted to thank the BSFD for seeing to the needs of Santa Claus.

The mayor also mentioned that with all the bad financial news of late, he wanted to mention that the village is still debt free. He is starting to work on the 2009/2010 budget and will continue to live within the strict parameters of financial responsibility that he has lived with for the past 12 years.

Trustee Reports

Highway Dept.

Tr. Bob Fischer read his report for this meeting....

- Potter Blvd. was paved from Seneca Drive to Orinoco Drive by Kings Park Industries, Inc.
- November busied the Hwy. Dept. with preparations for the Christmas tree lighting. The lights and decorations were all in place for the ceremony.
- The highway department installed 2 rectangular grates on North Windsor Ave. between Wohseepee & Hiawatha.
- Pruned pear trees in the village.
- Closed water systems at Walker Beach & Wohseepee Park.
- SCWA installed a new water main on Manatuck Blvd. from Orinoco Drive to Howells Road.

- The regular ongoing pruning and leaf clean up throughout the village has been done.

Tr. Bob Fischer also wanted to mentioned that the villages' website

has a new alert system on its home page. The 'alert' would be highlighted in red. Also new to the website is the 'photo gallery', right now there is only a few pictures but we are working on the set up and as soon as its up and running photos such as 'Photos with Santa', etc. will be displayed on the site.

Lakes and Parks

Tr. Belford wanted to thank Judy Sallie once again for her great job with running the 'Photos with Santa' again this year. She also thanked Paul Jan as the Elf, he is a wonderful asset and so is his little helpers. She also thanked Ed Thal as Santa Claus who does a wonderful job. She stated that there were about 330 families that came to the cabin to see Santa and have their picture taken with him. Some even brought their dogs. She thanked John Valdini for getting the hot chocolate and cookies and setting it all up for the tree lighting. She also thanked the BSFD and the band for playing. She wanted to remind everyone about 'Lite the Nite'

this Sunday, Dec. 7. Go to local stores to purchase candles/bags or call BS Beautification for more information @ 665-7003. Hopefully this will be a bid success as this is Bay Shore's Tri-centennial year. The village receives no profits from this event, she just encouraging it because it is such a beautiful night. The scouts decorate the villages' lakes, gazebo and canal for us.

Administration

Tr. Charles Fischer wanted to talk about our fiscal responsibility before he started with his accounts payable report.

We constantly talk about Fiscal Responsibility, which continues to be our #1 priority.

New York State is projecting a \$1.5 Billion deficit for the 2008 - 2009 budget and that is expected to balloon to \$12.5 Billion for the 2009 - 2010 budget.

Given our economy, the State projects tax revenues to fall. The majority of revenue for local Village budgets comes from the state tax receipts.

The Village of Brightwaters is one of 553 Villages in New York State.

The Total Debt of all Villages in New York State exceeds \$1.8 Billion or about \$3.3 Million per Village.

The Village of Brightwaters Debt is '0'.

Of the 533 Villages, 24% of their budgets are dedicated to Capital Expenditures and Debt Service.

Village Debt in NYS has increased 41.4% from 2000 through 2005.

Since 1994, Village Debt in NYS has doubled.

While more and more Villages rely heavily on Debt, especially during these difficult economic times, we (the

VOB) continue to manage your money like it was our own.

It is our responsibility to maintain sound fiscal policies for the Village of Brightwaters and this board will continue to monitor expenses very closely.

Tr. Charles Fischer moved to approve Abstract Report #3157 for accounts payable vouchers totaling \$64,206.38 - The primary two drivers health insurance for \$15,000 and the annual NYS Employees retirement payment which was \$36,000., other wise business is as usual and Tr. Thomsen seconded and abstract was approved for payment 5/0.

Security

Tr. Thomsen talked about graffiti and that the code officers are taking pictures of same and then they will be sent over to the Bay Shore superintendents' office where they keep a data base on that. Complaints have been received from residents about landscapers parking on the wrong side of the street. So the village is handing out flyers to all landscapers that are parked on our streets so that they are aware and will comply with the village parking regulations. Nine residents were issued notices for putting trash out early. Three formal letters were sent to three different businesses on Orinoco Dr. indicating that there is only 1 hour parking in street.

Tr. Thomsen read his report for the month of November 2008.

- Summons issued 11
- Complaints prepared 9
- Fines collected \$575.00
- Building permits issued 2 – with total fees of \$115.00
- Building permits renewed 0 – with total fees of \$0.00
- C.O. inspections 1 @ \$50.00 ea.
- Fence permits issued 02 @ \$0.00 ea.
- Pod permits issued 0 @ \$25.00 ea.

- Dumpster permits issued 0 @ \$25.00 ea.
- Business license issued 1 @ \$15.00 ea.

Treasurer Report @ November 30, 2008

Municipal checking:		
General Fund	\$	9,591
Payroll Fund		241
Trust & Agency Fund		1,500
Restoration Fund		4,216
<i>Investments:</i>		
CLA\$\$ General Fund		1,180,937
CLA\$\$ B.I.G. Fund		41,988

Public Hearing BSFD 2009 Contract

Tr. Charles Fischer read aloud the following public notice.

INCORPORATED VILLAGE
OF BRIGHTWATERS

PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Board of Trustees of the Inc. Village of Brightwaters will hold a public hearing on Monday, December 1, 2008 at 8:00 p.m. at Village Hall, 40 Seneca Drive, Brightwaters, NY to consider the adoption of the Bay Shore Fire District Protection Contract for the year 2009. A copy of said contract is on file with the Village Clerk and may be inspected during regular office hours. At this time all interested persons will be heard.

BY ORDER OF THE BOARD OF TRUSTEES

Christine O'Shea, Village Clerk

Brightwaters, New York 11718

Dated: November 7, 2008

The mayor opened the public hearing to the public for any questions and/or comments. But first the mayor stated that the 2009 BSFD contract is \$5626.42 lower than last year and that is good news. Sue Bela said that this is taxation without representation. We can't vote for the fire commissioner. Jack Finnerty said that we are not in the district. The mayor said we are in a protected area. Jack stated that you are being represented because you are being taxed by this board for whom you vote for. Charles Hughes asked how much is the contract and how many calls were made in the village last year. The mayor stated the contract price is \$184,545.38 and he didn't know how many calls but he did state that you can call the BSFD anytime of day and they will have the whole department there show up at your house.

After all comments and/or questions were heard and answered, Tr. Charles Fischer moved to close public hearing and Tr. Belford seconded and all approved to close hearing 5/0.

BSFD 2009 CONTRACT RESOLUTION

Tr. Charles Fischer proposed the following resolution and moved for its adoption:

RESOLVED that the Inc. Village of Brightwaters enter into contract with the Bay Shore Fire District and agrees to pay the Bay Shore Fire District the amount of \$184,,545.38 on or before the 1st day of September, 2009, and also agrees to reimburse promptly the District for the cost of insurance required under the Volunteer Firemen's Benefit Law, Section 30, incurred with respect to protecting the Inc. Village of Brightwaters which cost is estimated to be \$21,155.40 based upon current premiums as based upon village population.

Contract to begin January 1, 2009 and shall continue to and include December 31, 2009.

Motion seconded by Tr. Belford and vote on roll call was as follows:

Mayor Joseph A. McNulty Aye

Trustee Charles Fischer Aye

Trustee Mary Susan Belford Aye

Trustee Robert Fischer Aye

Trustee David Thomsen Aye

Resolution to amend section 128-3 of the code of the Village of Brightwaters to redefine a "sink" as constituting evidence of a kitchen

Tr. Charles Fischer read aloud the following resolution.

RESOLUTION

An act to amend section 128-3 of the Code of the Village of Brightwaters to redefine a

"sink" as constituting evidence of a kitchen.

. Be it enacted by the Board of Trustees of the Village of Brightwaters that the above section of the Code of the Village of Brightwaters shall be, and hereby is, amended as follows:

128-3. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

KITCHEN – Any area, room, section of a house, building or structure which contains any two or more of the following, located in the same room:

F. Automatic dishwasher.

G [F]. A non-bathroom sink with a larger than twelve-inch-by-twelve-inch basin [and/or dishwasher].

This local law will/has been adopted pursuant to section 10 of the Municipal Home Rule Law and supercedes section 7-706 of the Village Law.

EXPLANATION: Matter underscored is new; matter in the brackets is old law to be omitted.

Jack Finnerty explains that all this is is the tightening up of the code language in reference to sinks and its location in the house. It makes it easier for us to enforce the code against the truly illegal apartments and living units without addressing or approaching the legal units which is a one family.

Tr. Charles Fischer moves for a public hearing to be held next month on above resolution and Tr. Belford seconded and all approved 5/0.

Public

Mayor McNulty opened the floor to the audience for any questions and/or comments, and discussions of matters were raised, and all had a chance to be heard.

Resolution

The mayor motioned that any village street light replaced should be replaced with a dark sky compatible device and this shall become effective now and moving forward.

Adjourn

At 9:17 p.m., there being no further business before the Board, the Mayor called for a motion to adjourn the meeting. Tr. Charles Fischer made the motion; Tr. Belford seconded and unanimously carried 5/0.

Christine O'Shea

Village Clerk & Treasurer

Public attendance: 16